

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

jc586 U.S. PTO  
09/559344  
04/27/00

In re Application of: )

Claude NÉGRIER et al. )

Serial No.: Not Yet Assigned )

Group Art Unit: Not Yet Assigned

Filed: Concurrently Herewith )

Examiner: Not Yet Assigned

For: DNA CONSTRUCT FOR THE TISSUE )  
EXPRESSION OF A BLOOD )  
COAGULATION FACTOR )

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application.

Copies of the listed documents are attached and the United States counterpart, U.S. Patent No. 5,656,358 of the non-English document, WO 93/00438 is enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or

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constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: Carol P. Einaudi  
Carol P. Einaudi  
Reg. No. 32,220

Date: April 27, 2000

**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)

6478.1442

Serial No.: Not Yet Assigned

Claude NÉGRIER et al.

Concurrently Herewith

Group

Not Yet Assigned

PTO  
JCS86 U.S.  
09/559344  
00442770

**U.S. PATENT DOCUMENTS**

| Examiner Initial* | Document Number | Date     | Name                       | Class | Sub Class | Filing Date If Appropriate |
|-------------------|-----------------|----------|----------------------------|-------|-----------|----------------------------|
|                   | 5,565,358       | 10/15/96 | Marguerie de Rotrou et al. | 435   | 320.1     | 9/30/94                    |

**FOREIGN PATENT DOCUMENTS**

| Document Number | Date     | Country | Class | Sub Class | Translation Yes or No |
|-----------------|----------|---------|-------|-----------|-----------------------|
| WO 93/00438     | 01/07/93 |         |       |           | YES                   |

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

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Examiner

Date Considered

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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